Secti. II-27—58,004—3/-1

E.D.P.H (1948) Department.

MS SERIES.

G.O. NO. 3170 PH

Dated - 15-9-48

Act - M.P.H Act, 1939 - Kollegal T.P. 179 - Certain powers of H.O - Delegation to Exec Officer - Orders passed.

31927

From

Sri I.Joshua B.A.,
Executive Officer,
Kollegal Panchayat Board.

To

The Secretary to the Govt. of Madras,
Education & Public health Dept.,
Madras.

Through

The Proper Channel.

R.O.C.No. 73 dated 17-1-48.

Sir,

Sub:- Delegation of powers of Health Officer to the Executive Officer-Panchayat Board area-Kollegal-Coimbatore District-Authorisation-Requested.

In the interest of advancing the public health of Kollegal, the District Panchayat Officer, Coimbatore in his inspection report has instructed the Executive Officer to move the Government to delegate the power under section 11 of the Public Health Act to exercise such of the powers of a Health Officer as are vested in him under sections 28, 29, 31, 32, 33, 34, 38, 39 and 134 of the Act.

As the local condition of the Public Health demands the adoption of such a measure, I request the Government to delegate the powers to the Executive Officer in respect of sections stated herein to enable him to expedite action against the offenders in the Kollegal Panchayat Board area.

Submitted,

B. Parvathaya 20-1-48

PRESIDENT,
Kollegal Panchayat Board.

I. Joshua 19.1.48

EXECUTIVE OFFICER,
Panchayat Board, Kollegal.

SVV/-19.1.

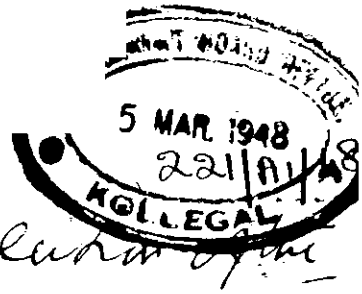
COPY submitted through the District Health Officer, Coimbatore

N.O. 248/48 dated 5-2-48
Submitted forwarded and recommended.

To The Special Officer, District Board COE

District Panchayat Officer Coimbatore

MDN. 0572/48



Retransmitted.

to the Secretary Board of Revenue

Panchayat Board [illegible]

8 Jun

Please return it after
forward it duly with this reply
the Dr Health Officer, Coimbatore

Mun. VI

48271

Dr Special Officer
Dr Board. Combatr

&

43148

To the Executive Officer
Panchayat Board.
Kollegal

L.Dis.No.31927-1Hyg. Office of the Director of Public Health,
Madras, dated 19th June, 1948.

FORWARDED AND RECORDED. Rammanda

To

The Secretary to Government, for Director of Public Health,
Education & Public Health Dept. Madras.
Fort St. George, Madras.

25/6

TNS
2076

Proceedings of the Kollegal Panchayat Board at its ordinary meeting held on 31-3-48.

Read Roc.No.73/48 dated 17-1-48 to the Secretary to the Govt. of Madras requesting the delegation of District Health Officer's powers to the Executive Officer, Kollegal Panchayat Board under section 11 of the Public Health Act for taking early action in Public Health matters as suggested by the District Panchayat Officer, Coimbatore and M.Dis.6572/48 from the Special Officer, District Board, Coimbatore calling for Board's resolution.

RESOLUTION No.258:- Resolved to have the powers under sections 28,29,32,34 and 134 of the Public Health Act delegated to the Executive Officer of this Panchayat Board.
Powers under sections 31,33,38, 39 need not be delegated to the Executive Officer as they may cause trouble to the Public.

Sd/B.Parvathiah
President.

(TRUE COPY TRANSLATED FROM KANNADA)

SUBMITTED,
B. Parvathiah
3.4.1948
PRESIDENT,
Kollegal Panchayat Board.

S. Srinivasa
3.4.48
EXECUTIVE OFFICER,
Kollegal Panchayat Board.

Roc.No.73/A1/48 Office of the Kollegal Panchayat Board, dated 3-4-48.

Resubmitted to the Special Officer, District Board, Coimbatore through the District Health Officer, Coimbatore.
The Panchayat Board resolution No.258 dated 31-3-48 is herewith submitted as called for in your M.Dis 6572/48 dated 2-3-48.

Submitted,
B. Parvathiah
3.4.1948
PRESIDENT,
Kollegal Panchayat Board.

S. Srinivasa
3-4-48
EXECUTIVE OFFICER,
Kollegal Panchayat Board.

SVV/

From the Press No. 806/C.48/

Forwarded to the Special Officer Dr Board CBE.

It would certainly be conducive to the betterment of public health in the Panchayat, if the funds asked for are properly used —

A. Abdul Rahman
Vice-Chairman,
District Board,
Coimbatore.

To

The Special Officer,
District Board,
Coimbatore.

Dr. Dis. No. 13098/02/48

Forwarded for orders of Government with reference to Lecture II of P. Hospital.

Special Officer, 10/5
District Board, Coimbatore.

4/5/48

Through

The Director of Public Health
Madras.

F 28 H (E1)

5

48271/48

Act. M.P.H. Act, 1939 - Kollegal Panchayat Board - certain Powers of Health officer - Delegation to The Executive Officer. - Orders passed:

From the Executive officer, Kollegal Panchayat.

Bd. No. 73/A1 = 48 d 17.1.48

Endt. from the Spl. officer, Dt. Bd., Coimbatore. N. Dis. No. 13098/48 d 10.5.48

Endt. from the D.P.H. L.Dis. No. 31927 - H Hyg. d 18.6.48

Order No. 3170 P.H. dated, 16.9.48

Rs.

In exercise of the powers conferred by section 11 of the M.P.H. Act, 1939, (Madras Act III of 1939), H.E. the Governor of Madras hereby authorises the Executive Officer of the Kollegal Panchayat Board to exercise the powers of a Health Officer under sections 28, to 32, 34, 38 and 39 of the said Act, in the Kollegal

P.T.O

Panchayat area, subject to control and revision by the D.H.O. Coimbatore.

31.8.48

8
1.9.48

To

The D.P.H.
" S. Sp.
" Inspr. of Rd. ds. & L.B.
" S.O. Bl. Bd. Coimbatore.
2. SCS

P.I.N.f

Pfl
23-9-48

E. & P.H.(E1)DEPT.

Crp. 48271 — 1-3 cf
4 cf
2 cf

From the Ex.Officer, Kollegal Panchayat, Roc.No.73/A1.48 dated 17.1.48.
Endorsement from the President, District Board, Coimbatore,
N.Dis.No.13098/D2/48 dated 10-5-48.
Endorsement from the D.P.H.,L.dis.No.31927-N.49 dated 18-6-48.

Kollegal Panchayat Board - Powers of Health Officer under certain sections of the Public Health Act Delegation to the Executive ~~Health~~ Officer.

The Ex. Officer, Kollegal Panchayat Board, has at the instance of the D.P.O., Coimbatore, and in the interest of the public health of the panchayat requested that he may be empowered under section 11 of the M.P.H. Act to exercise the powers of the Health Officer under sections 28, 29, 31, 34, 38, 39 and 134 of the Act. The Kollegal Panchayat Board however, has resolved that only the powers under sections 28, 29, 32, 34 and 134 of the Public Health Act should be delegated to the Ex. Officer and that the powers under the other sections referred to need not be delegated to him as it would cause trouble to the public. The D.P.H. has forwarded and recommended the proposal.

Sections 28, 29, 32 and 34 relate to construction of drains, construction and closure of cesspools and control of sullage or sewage. Exercise of the powers under these sections by the Ex.Officer is likely to ensure close supervision in these matters and thus better the public health administration of the panchayat. The proposal may therefore be accepted.

§ 30 + 31 also may be included.

As regards section 134 it only relates to penalties and offences under the Act and once the powers referred to are delegated to the Ex. Officer the provisions of the section will automatically apply to the orders issued by him. The question of specifically empowering the Executive Officer to exercise the powers under that section does not seem to arise.

Sections 31, 33, 38 and 39 of the P.H. Act deals with drainage of court-yard, valleys, passages etc. prohibition of occupation of new buildings without drains, of sanitary conveniences for new houses additional conveniences for old ones. The council is averse to empower the Executive Officer with the powers under these sections presumably on th ground that a strict application thereof is not quite necessary in a panchayat area. The D.P.H. has presumably agreed with the Board's view. No delegation under the above sections need therefore be made to the Ex. Officer.

Except 33, the other Sections may be included. Subject to Audit & AO

P.T.O...

L.A. and Legal may see for remarks. (Legal memo drafted later)

28.7.48

29.7.48

E.P.H. no. no. 48271 E1/48-1 9.8.48.

L.A.

L.A-D(II)

May be perused and returned to E.P.H. Dept. This Dept may agree with that D.L.K

5.8.48

E&P.H

E.P.H.(E1)

L.A. U.O. 31862-14 12.8.48

. A draft order is submitted for approval.

Legal may see.

31.8.48

7/9/48

LEGAL DEPARTMENT

Section 34 of the Madras Public Health Act, 1939, does not confer any power on the Health Officer. The reference to section 34 in the draft is therefore unnecessary and should be omitted. Subject to this remark, the slight alterations indicated in red ink on the draft may be made.

10.9.48 D.S

10/9/48

E.P.H.

E1

Legal U.O. no. 10686/48-1 11/9/48

Please see the notes of Legal advice. Section 34 referred to in the draft may be omitted. The draft may issue as amended by Legal.

14-9-48

14/9/48

15/9/48

LOCAL A... 1 1948 31862 SECRET... MADRAS

SECRETARIAT MADRAS 6171 18 AUG 19

ASSISTANT SECRETARY 4 1948 LEGAL DEPARTMENT

OFFICE OF THE SECRETARY TO GOVERNMENT 18 SEP 1948 PUBLIC HEALTH DEPARTMENT 67992